

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>Case No.: 2:13-cr-20006-JPM</b>
<b>vs.</b>	)	
	)	
<b>KEITH GIBSON,</b>	)	
<b>a/k/a "Greedy,"</b>	)	
<b>a/k/a "Pee-Wee,"</b>	)	
	)	
<b>Defendant.</b>	)	

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**MOTION TO DISMISS**

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Comes now the United States, by and through undersigned counsel, and moves to dismiss the Indictment in the above-captioned case without prejudice.

The charges contained in said Indictment have been incorporated into a Superseding Indictment in case 2:13-cr-20007-JPM, *United States v. Anthony Grandberry, et al.* As the charges in the Indictment in case 2:13-cr-20006-JPM are therefore redundant, the United States respectfully requests that the Court dismiss that Indictment without prejudice.

Respectfully submitted,

EDWARD L. STANTON III  
United States Attorney

By: /s/Jonathan T. Skrmetti  
Assistant United States Attorney  
167 N. Main, Room 800  
Memphis, TN 38103  
(#31551 Tennessee)

**CERTIFICATE OF SERVICE**

I, Jonathan T. Skrmetti, Assistant United States Attorney for the Western District of Tennessee, hereby certify that a copy of the foregoing Motion to Dismiss was forwarded by electronic means, via the Court's Electronic Filing System, to counsel for the defendant Barry McWhirter.

This 8<sup>th</sup> day of May, 2013.

By: /s/Jonathan T. Skrmetti  
Assistant United States Attorney  
167 N. Main, Room 800  
Memphis, TN 38103  
(#31551 Tennessee)